

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Applicant(s):** Thomas Dietz, et al.**Examiner:** Michael A. Willis**Serial No:** 09/777,544**Art Unit:** 1617**Filed:** February 6, 2001**Docket:** 14186**For:** COSMETIC AND PHARMACEUTICAL
OIL-IN-WATER EMULSIONS**Dated:** September 26, 2002#11
21098
10-1-02Assistant Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231**RESPONSE UNDER 37 C.F.R. §§1.111 and 1.143**

Sir:

In response to the Office Action dated August 27, 2002, applicants provisionally elect, without traverse, the polyether siloxane of formula (I) where $n=100$, $m=3$, $x=11$, $y=17$ and $R^1=H$. Applicants respectfully submit that the elected species reads on the polyether siloxane employed in Example 4 of the present application.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Dated: September 26, 2002
Grace Colucci